

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**ALISHA ROSINEK, on Behalf of )  
Herself and All Other Similarly )  
Situated Shareholders of Psychiatric )  
Solutions, Inc., )**

**Plaintiff,**

**v.**

**PSYCHIATRIC SOLUTIONS, INC., )  
UNIVERSAL HEALTH SERVICES, )  
INC., OLYMPUS ACQUISITION )  
CORP., JOEY A. JACOBS, MARK P. )  
CLEIN, DAVID M. DILL, RICHARD )  
D. GORE, CHRISTOPHER GRANT, )  
JR., WILLIAM M. PETRIE, )  
EDWARD K. WISSING, RONALD )  
M. FINCHER, CHRISTOPHER L. )  
HOWARD, JACK E. POLSON, and )  
BRENT TURNER, )**

**Defendants.**

**Case No. 3:10-cv-00534  
Judge Trauger  
Magistrate Judge Bryant**

**AGREED ORDER OF DISMISSAL**

This case arises from a transaction pursuant to which the stock of Defendant Psychiatric Solutions, Inc. ("PSI"), a publicly traded company, was acquired by Defendant Universal Health Services, Inc. ("UHS"). Following the announcement of the acquisition, numerous cases, including this one, were filed by shareholders of PSI challenging various aspects of the proposed acquisition.

A series of cases was filed in the Court of Chancery of the State of Delaware and consolidated in a case styled In re Psychiatric Solutions, Inc. Shareholder Litigation,

Consol. C.A. No. 5514-CC (the “Delaware Action”). On May 9, 2011, the parties in the Delaware Action reached a settlement, with such settlement being subject to court approval. As part of that settlement, a class of shareholders (the “Settlement Class”) would be certified, with such class including the Plaintiffs in the above-captioned action.

On or around August 12, 2010, the parties in this case entered into a Settlement Term Sheet pursuant to which they agreed that this case would be stayed and ultimately dismissed with prejudice upon the Court in the Delaware Action approving the proposed settlement and dismissing the Delaware Action with prejudice. On August 23, 2010, the Court stayed this case (see Agreed Order Staying Case, Docket No. 83) in favor of the Delaware Action at the parties’ request.

On September 6, 2011, the court in the Delaware Action approved the settlement, certified the Settlement Class and dismissed the Delaware Action with prejudice. In light of the settlement and dismissal of the Delaware Action, the parties agree that this action is now moot and subject to the defense of *res judicata*.

Accordingly, as evidenced by the signatures of counsel and pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, the parties agree that all claims that were brought or that could have been brought in this case should be dismissed with prejudice. For the reasons set forth herein, the Court agrees that the case should be dismissed with prejudice.

Court costs, if any, shall be assessed to the Defendants.

It is so ORDERED.

This, the \_\_\_\_\_ day of September, 2011.

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ALETA TRAUGER,  
DISTRICT JUDGE

**The Filing User hereby represents that all signatories hereto agree to the filing of this document.**

Respectfully submitted,

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By: /s J. Gerard Stranch, IV, with permission

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**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties referenced in the signature line above. Parties may access this filing through the Court's electronic filing system.

This 12th day of September, 2011.

/s W. Travis Parham